

CF-1066 (3) (1)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION No. 476 OF 2004

PETITIONER :

Municipal Council, Kanker
represented through Chief Municipal
Officer, Municipal Council building,
Kanker

VERSUS

RESPONDENTS :

1. State of Chhattisgarh
Through Secretary, Mantralaya,
D.K.S. Bhawan, Raipur
2. Collector
District Kanker (C.G.)
3. Superintendent,
Land Records (Nazul)
District Kanker (C.G.)
4. Nayab Tehsildar (Nazul)
Tehsil and District Kanker (C.G.)
5. Hemant Singh Rajput
aged 57 years, s/o. Narayan Singh
Rajput r/o. Jhuniapara, Kanker
Tehsil and District Kanker (C.G.)

P. R. No. 485/04
Presented by Shri. Deep Naik
dated 11.02.04

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11/02/04
G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE
NATURE OF MANDAMUS, CERTIORARY AND/OR ANY
OTHER SUITABLE WRIT OF LIKE NATURE



उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 476/ सन् 2004

आदेश पत्रक (पूर्वानुदध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	23.02.2004 Shri Kishore Bhaduri, Counsel for the petitioner. Shri Ranbir Singh, G.A. for the State. Heard. It is submitted that an order was passed by the Nayab Tahsildar on 8.8.2003 (Annexure P/5 A) wherein it has been held that the Municipal Council has encroached the plot. Against that an appeal was preferred before the Sub-Divisional Officer who has dismissed the appeal on 22.1.2004 and affirmed the order of Nayab Tahsildar. Learned State Counsel submits that if the petitioner is aggrieved by the said order, he may prefer a revision petition before the Board of Revenue. Having considered the facts and circumstances of the case and material on record, it is directed that the petitioner may prefer a revision and also apply for stay before the Board of Revenue, which shall be considered on its own merits. With the aforesaid direction, the petition fails and is dismissed at this stage with liberty. C. C.	

Sd/-
Fakhruddin
Judge

GPRI-PS/73 - 3/2004-50,000.

Ajayani